

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

IN RE LOWER MANHATTAN  
DISASTER SITE LITIGATION

THIS DOCUMENT APPLIES TO ALL  
LOWER MANHATTAN DISASTER SITE  
LITIGATION

21 MC 103 (AKH)

STIPULATION OF  
DISCONTINUANCE AND  
COURT ORDER

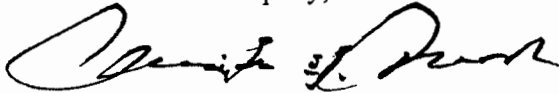
**IT IS HEREBY STIPULATED AND AGREED**, by and between the undersigned, the attorneys of record for the parties to the actions listed in "**Schedule A**" attached hereto, that whereas no party hereto is an infant or incompetent person for whom a committee has been appointed and no person not a party has an interest in the subject matter of the action, the above-entitled actions be, and the same hereby are discontinued without prejudice as against *THE BANK OF NEW YORK MELLON CORPORATION, As Successor To THE BANK OF NEW YORK COMPANY, INC., THE BANK OF NEW YORK, ONE WALL STREET HOLDINGS LLC, 4101 AUSTIN BLVD CORPORATION and THE BANK OF NEW YORK TRUST COMPANY, N.A.*, and as to the **130 Liberty Street locations only**, without costs to either party as against the other.

**IT IS FURTHER STIPULATED AND AGREED**, that should evidence be discovered throughout the course of the litigation which determines that *THE BANK OF NEW YORK MELLON CORPORATION, As Successor To THE BANK OF NEW YORK COMPANY, INC., THE BANK OF NEW YORK, ONE WALL STREET HOLDINGS LLC, 4101 AUSTIN BLVD CORPORATION and THE BANK OF NEW YORK TRUST COMPANY, N.A.*, is a proper party to these suits, plaintiff may reinstitute these actions without regards to the applicable statute of limitations as a defense.

This stipulation may be filed without further notice with the Clerk of the Court.

Dated: New York, New York  
May 13, 2008

SEGAL McCAMBRIDGE SINGER  
& MAHONEY, LTD.  
Attorneys for The Bank of New York  
Mellon Corporation, as Successor to  
The Bank of New York Company, Inc.,  
The Bank of New York,  
One Wall Street Holdings LLC  
4101 Austin Blvd. Corporation,  
The Bank of New York  
Trust Company, N.A.



By: Christian H. Gannon (CG-1621)  
830 Third Avenue, Suite 400  
New York, New York 10022  
(212) 651-7500

WORBY GRONER EDELMAN &  
NAPOLI BERN  
Attorneys for Plaintiff



By: Christopher R. Lopalo, Esq. (CL-6466)  
115 Broadway, 12<sup>th</sup> Floor  
New York, New York 10006  
(212) 267-3700

SO ORDERED: 6-3-08



HON. ALVIN K. HELLERSTEIN

**SCHEDULE A**  
**STIPULATION AND ORDER OF DISMISSAL**  
**RELATED TO 130 LIBERTY STREET COMPLAINTS**  
**FOR THE FOLLOWING PLAINTIFFS:**

	<b>Plaintiff Name</b>	<b>Index # All (AKH)</b>
1	Stephen Addeo	06CV9963
2	Kleber Arteaga	08CV02253
3	Sixto Aviles	08CV02254
4	Rodrigo Barros	08CV02255
5	Maria Castro	08CV02257
6	Joel Chalco	08CV02258
7	Maria I. Chique	08CV02259
8	Sarbelia Coballes	08CV02261
9	Aracelly Cuervo	08CV02262
10	Belkis Delacruz	08CV02263
11	Emilsen Delgado	08CV02264
12	Margarita Dominguez	08CV02265
13	Tailor Dominguez	08CV02266
14	Piotr Fiedziukiewicz	08CV02268
15	Lizeth Garcia	08CV02270
16	Robert Glancy, Jr.	06CV14689
17	Manuel C. Gomez	08CV02271
18	David Guszick	07CV05411
19	Salma P. Guzman	08CV02273
20	Jaime Hernandez	08CV02274
21	Tercida Hernandez	08CV02275
22	William Hightower	08CV02276
23	Luis C. Jordan	08CV02277
24	Janusz Karpiuk	08CV02327
25	Labomir Kmec	08CV02278
26	Lubomir Kmec	08CV02279
27	Michael Labate	06CV8441
28	Maria Lluquay	08CV02280
29	Angel Lopez	08CV02281
30	Antonio Lopez	07CV05436
31	Jamie D. Lopez	08CV02282
32	Rolando Lopez	08CV02283
33	Henry Lozano	08CV02284
34	Ligia Luengas	08CV02285
35	Pedro Macias	08CV02286
36	Gloria Marrero	08CV02287
37	Joffre Martinez	08CV02288
38	Margarita Mattei	08CV02289

39	Juan Mendez	08CV02291
40	Wojciech Michalik	08CV02292
41	Margarita Mottei	08CV02294
42	Jacek Mrozek	07CV8275
43	Adolfo Naranjo	08CV02295
44	Julio Ordonez	08CV02298
45	Rafael E. Orozco	08CV02299
46	Alicia Osorio	08CV02300
47	Kleber Paredes	08CV02301
48	Walberto Paredes	08CV02302
49	Zbigniew Plucinsk	08CV02303
50	Harold Ramirez	08CV02304
51	Blanca Saeteros	08CV02305
52	Jose Sanchez	08CV02306
53	Maria Segaline	07CV05426
54	James Seiferheld	07CV05427
55	Juan Sen	08CV02307
56	Pedro Torres	08CV02310
57	Rafaela Torres	08CV02311
58	Manuel Uzhca	08CV02312
59	Camilo Vazquez	08CV02313
60	Martin Viera	08CV02314
61	Oswaldo Villavicehcio	08CV02315
62	Patricia Villomar	08CV02316
63	Jose Vivar	08CV02318
64	Seweryn Wojciechowski	08CV02319
65	Ramon Zambrana	08CV02320